

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
Jacksonville Division
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In re:

Institute of Cardiovascular
Excellence, PLLC,

Case No.: 3:16-bk-01491-JAF
Chapter 11

Debtor.

ICE Holdings, PLLC,

Case No.: 3:16-bk-01492-JAF
Chapter 11

Debtor.

ICE Real Estate Holdings, LLC

Case No.: 3:16-bk-01493-JAF
Chapter 11

Debtor.

Debtors' Ex Parte Motion for Joint Administration of Chapter 11 Cases

Institute of Cardiovascular Excellence, PLLC, ICE Holdings, PLLC, and ICE Real Estate Holdings, LLC, Debtors-in-Possession (collectively, the "Debtors"), by and through undersigned counsel and pursuant to Bankruptcy Rule 1015 and Local Rule 1015-1(b), move this Court on an *ex parte* basis to enter an Order of Joint Administration of the following three related Chapter 11 cases: (1) *In re Institute of Cardiovascular Excellence, PLLC*, Case No. 16-01491-JAF, (2) *In re ICE Holdings, PLLC*, Case No. 16-01492-JAF, and (3) *In re ICE Real Estate Holdings, LLC*, Case No. 16-01493-JAF, and state as follows:

1. On April 20, 2016, Debtor Institute of Cardiovascular Excellence, PLLC, ("ICE") filed a Voluntary Petition for relief under Chapter 11 of Title 11, United States Code (the "Bankruptcy Code") in this Court.

2. On April 20, 2016, Debtor, ICE Holdings, PLLC, (“ICE Holdings”) filed a voluntary petition for relief under Chapter 11 of the Bankruptcy Code in this Court.

3. On April 20, 2016, Debtor, ICE Real Estate Holdings, LLC, (“ICE RE”) filed a voluntary petition for relief under Chapter 11 of the Bankruptcy Code in this Court.

4. ICE is a Florida professional limited liability company which is based in Ocala, Florida and which was formed in January 2009 by Dr. Asad Qamar, M.D. (“Dr. Qamar”), a cardiologist, and his wife, Dr. Humeraa Qamar, M.D. (collectively, the “Qamars”).¹

5. ICE, which provides cardiac diagnostic and therapeutic services through three offices in Central Florida, is the entity through which Dr. Qamar carries out his cardiology practice. ICE is wholly owned by ICE Holdings.

6. Related entity and affiliate ICE RE is a real estate holding company that owns the property on which ICE’s offices are located. ICE RE is wholly owned by ICE Holdings.

7. ICE Holdings, which has a 100% ownership interest in both ICE and ICE RE and which is wholly owned by Dr. Qamar, serves as the manager of ICE and ICE RE. (ICE, ICE RE, and ICE Holdings are referred to herein collectively as the “ICE Entities”.)

8. The cases of the ICE Entities are interrelated and therefore joint administration is appropriate. The largest secured creditor, Fifth Third Bank, holds seven loans which are cross-collateralized and cross-guaranteed by the various ICE Entities, and each of the three ICE Entities cases share the same secured creditors.

9. In addition, ICE Holdings is the sole owner of both ICE and ICE RE.

10. Joint administration of these debtors will not give rise to any conflict of interest between the estates.

¹ The Qamars filed an individual joint Chapter 11 petition in this Court simultaneously with the filing of the ICE petitions.

11. Pursuant to Bankruptcy Rule 1015(b), a court may order joint administration of a debtor and an affiliate. Here, the ICE Entities are affiliates of each other, pursuant to Section 101(2) of the Bankruptcy Code, as ICE Holdings is the 100% owner of ICE and ICE RE.

12. Bankruptcy Rule 1015(b) also states that “[p]rior to entering an order [directing joint administration] the court shall give consideration to protecting creditors of different estates against potential conflicts of interests.” Here, joint administration will not give rise to any conflict among creditors of the ICE Entities’ estates; in fact, such administration will benefit said creditors, as the administrative cost burden will be reduced through joint administration.

13. The Chapter 11 Debtors request that the instant case, *In re Institute for Cardiovascular Excellence, PLLC*, be considered the “lead case”, and that all pleadings for both Debtors be filed under the lead case number.

14. The Debtors will not commingle assets or liabilities unless and until it is determined, after notice and hearing, that these cases involve the same debtors or that another ground exists to authorize same or order of substantive consolidation of these cases.

WHEREFORE, Debtors, Institute for Cardiovascular Excellence, PLLC, ICE Holdings, PLLC, and ICE Real Estate Holdings, LLC, respectfully request that the Court enter an order (a) jointly administering the Chapter 11 cases of the ICE Entities, (b) assigning the case of *In re Institute for Cardiovascular Excellence, PLLC* as the “lead case”, and (c) granting such other and further relief as this Court deems just and proper.

RESPECTFULLY SUBMITTED this 21st of April, 2016.

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113A-3

Case 3:16-bk-01492-JAF

Middle District of Florida

Jacksonville

Thu Apr 21 13:10:35 EDT 2016

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